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SEP 15 2003

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

September 15, 2003

ORIGINAL

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Re: *Progeny LMS, LLC Petition for Rulemaking to Amend Part 90 of the
Commission's Rules Governing Location and Monitoring Service To
Provide Greater Flexibility, RM-10403.*

Oral ExParte Presentation

Dear Ms. Dortch:

On Friday, September 12, 2003, Janice Obuchowski of Freedom Technologies, Inc., met on behalf of Progeny LMS, LLC ("Progeny") with Jennifer Manner, Senior Counsel to Commissioner Kathleen Abernathy, regarding the above-captioned petition for rulemaking. The discussion covered Progeny's proposals to amend the rules for Location and Monitoring Service ("LMS") in the 902-928 megahertz band. It also covered issues with regard to balancing the licensed uses in the band with the current and future usage of the band by unlicensed devices under Part 15 of the Commission's rules. The participants also discussed the potential timing for any possible proceeding addressing these issues.

In accordance with Section 1.1206(b) of the Commission's Rules, please accept this original and one copy for submission.

Respectfully yours,


Albert Halprin

cc: Bryan Tramont
John Muleta, WTB
Richard Arsenault, WTB

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